

KNOX COUNTY COMMISSION

Regular Meeting

Tuesday – January 8, 2019 – 2:00 P.M.

The regular monthly meeting of the Knox County Commission was held on Tuesday, January 8, 2019, at 2:00 P.M., at the county courthouse, 62 Union Street, Rockland, Maine.

Commission members present were: Dorothy G. Meriwether, Commissioner District #1, Richard L. Parent, Jr., Commissioner District #2, and Sharyn L. Pohlman, Commissioner
Assistant Wendy Galvin, Sheriff Timothy Carroll, EMA Director Ray Sisk (arrived 2:27 P.M.), Jail Administrator John Hinkley, Register of Deeds Lisa Cottrell, Register of Probate Elaine Hallett, Communications Director Linwood Lothrop, Airport Manager Jeff Northgraves, IT Administrator Michael Dean, District Attorney Natasha Irving and Finance Director Kathy Robinson.

Regular Meeting – Agenda

Tuesday – January 8, 2019 – 2:00 P.M.

- I. 2:00 Meeting Called To Order**
- II. 2:01 Public Comment** - Public Comment during other portions of the meeting will only be granted by permission of the chair.
- III. 2:05 Election of Officers**
 - 1. Elect Chair for 2019.
 - 2. Elect Vice-Chair for 2019.
 - 3. Elect Representative for 2019 to:
 - i. CCWI
 - ii. Union Negotiations
 - iii. Airport Public Advisory Committee
 - iv. MCEDD
 - v. Strategic Planning Committee
- IV. 2:10 Consent Items**
 - 1. Approve Consent Items as Presented:
 - i. Agenda - Non Agenda Items Only Permitted if Emergency in Nature.
 - ii. Minutes of Regular Commission Meeting of December 11, 2018.
 - iii. Monthly Written Departmental Reports.
 - iv. Reserve Withdrawals.
- V. 2:15 Action Items**
 - 1. Act on Approval of the Transfer of Forfeited Assets in the Form of \$610.50 (*or any portion thereof*) to Knox County in the *State of Maine v. Amanda Thurston*.
 - 2. Act on Approval of the Transfer of Forfeited Assets in the Form of \$1,703.75 (*or any portion thereof*) to Knox County in the *State of Maine v. Gregoire Diaz*.
 - 3. Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the Fraternal Order of Police Knox County Deputy Sheriff's Association Lodge 700.
 - 4. Act on Approval of a K-9 Purchase and Sale Agreement and Authorize the County Administrator to Sign the Agreement.
 - 5. Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the National Correctional Employees Union.
 - 6. Act to Approve and Authorize the Chair to Execute the Consent and Assignment Document to Transfer the Land Lease for Hangar #29 from Ronald Mattson to Karen L. Mann-Machamer.
- VI. 2:30 Discussion Items**
 - 1. Update on Jail HVAC Project
 - 2. Update on Courthouse HVAC Project
 - 3.
- VII. 2:45 Other Business**
- VIII. Adjourn**

I. Meeting Called to Order

Commissioner Pohlman called the regular meeting of the Knox County Commission to order at 2:00 P.M.

II. Public Comment

Commission Chair Pohlman asked if there was any public comment.

There was none.

III. Election of Officers**1. Elect Chair for 2019**

- Commissioner Meriwether nominated Commissioner Parent to serve as Commission Chair for 2019. Commissioner Pohlman seconded the nomination. A vote was taken with two in favor. (Commissioner Pohlman and Commissioner Meriwether).

2. Elect Vice-Chair for 2019

- Commissioner Meriwether nominated Commissioner Pohlman to serve as Commission Vice Chair for 2019. Commissioner Parent seconded the nomination. A vote was taken with two favor. (Commissioner Meriwether and Commissioner Parent).

3. Elect Representative to MCEDD, CCWI, Union Negotiations, and APAC for 2019

- *Commissioner Pohlman nominated Commissioner Parent to serve as Commission Representative to CCWI for 2019. Commissioner Meriwether seconded the nomination. A vote was taken with two in favor. (Commissioner Pohlman and Commissioner Meriwether).*
- *Commissioner Pohlman nominated Commissioner Parent to serve as Commission Representative for Union Negotiations for 2019. Commissioner Meriwether seconded the nomination. A vote was taken with two in favor. (Commissioner Pohlman and Commissioner Meriwether).*
- *Commissioner Pohlman nominated Commissioner Meriwether to serve as Commission Representative to the Airport Public Advisory Committee (APAC) for 2019. Commissioner Parent seconded the nomination. A vote was taken with two in favor (Commissioners Pohlman and Commissioner Parent).*
- *Commissioner Parent nominated Commissioner Pohlman to serve as Commission Representative to the Midcoast Economic Development District (MCEDD) for 2019. Commissioner Meriwether seconded the nomination. A vote was taken with two in favor (Commissioners Parent and Commissioner Meriwether)*
- *Commissioner Meriwether nominated Commissioner Pohlman to serve as Commission Representative to the Strategic Planning sub-Committee. Commissioner Meriwether seconded the motion. A vote was taken with two in favor (Commissioner Parent and Commissioner Meriwether).*

The list as it stands for the 2019 year:

- MCEDD - *Commissioner Pohlman*
- CCWI - *Commissioner Parent*
- Union Negotiations – *Commissioner Parent*
- APAC – *Commissioner Meriwether*
- Strategic Planning Sub-Committee – *Commissioner Pohlman*

IV. Consent Items

1. Approve Consent Items as Presented:

- i. Agenda - Non Agenda Items Only Permitted if Emergency in Nature.
- ii. Minutes of Regular Commission Meeting of December 11, 2018.
- iii. Monthly Written Departmental Reports.
- iv. Reserve Withdrawals.

- *A motion was made by Commissioner Pohlman to approve the consent items as presented. The motion was seconded by Commissioner Meriwether. A vote was taken with all in favor.*

V. Action Items

1. Act on Approval of the Transfer of Forfeited Assets in the Form of \$610.50 (or any portion thereof) to Knox County in the State of Maine v. Amanda Thurston.

This is a standard approval of transfer of assets. It does not guarantee that the County will receive the funds but lets the State's Attorney General's Office know that the County will accept the funds if offered.

- *A motion was made by Commissioner Pohlman to approve the Transfer of Forfeited Assets in the Form of \$610.50 (or any portion thereof) to Knox County in the State of Maine v. Amanda Thurston. The motion was seconded by Commissioner Meriwether. A vote was taken with all in favor.*

2. Act on Approval of the Transfer of Forfeited Assets in the Form of \$1,703.75 (or any portion thereof) to Knox County in the State of Maine v. Gregoire Diaz.

This is a standard approval of transfer of assets. It does not guarantee that the County will receive the funds but lets the State's Attorney General's Office know that the County will accept the funds if offered.

- *A motion was made by Commissioner Meriwether to approval of the Transfer of Forfeited Assets in the form of \$1,703.75 (or any portion thereof) to Knox County in the State of Maine v. Gregoire Diaz. The motion was seconded by Commissioner Pohlman. A vote was taken with all in favor.*

3. Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the Fraternal Order of Police Knox County Deputy Sheriff's Association Lodge 700.

The Memorandum of Understanding (MOU) covers several changes to Fraternal Order of Policy (FOP) Union Contract.

1. **Fair Share Fees:** The MOU documents the changes in the Union Contract relative to "fair share fees." Fair share fees and any agreement to require them were held to violate the free speech rights of governmental employees, as a result of the U.S. Supreme Court's decision issued on June 27, 2018 in the case of Janus v. AFSCME. We immediately stopped deducting the fair share fees last summer, so this MOU just documents the change to the language in the Union Contract.
2. **Compensation:** We have a wage re-opener for each year of the FOP Union Contract. In 2018, we negotiated with the union regarding compensation. This MOU documents the approved changes, including adding two additional steps, the elimination of the Special Bonus, the elimination of stipends, and the grade changes for law enforcement positions. All of these items were discussed with the Commission and the Budget Committee during the fall.

- *A motion was made by Commissioner Meriwether to Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the Fraternal Order of Police Knox County Deputy Sheriff's Association Lodge 700. The motion was seconded by Commissioner Pohlman. A vote was taken with all in favor.*

4. Act on Approval of a K-9 Purchase and Sale Agreement and Authorize the County Administrator to Sign the Agreement.
The K-9 Sales Agreement draft was reviewed and revised by Knox County Attorney Peter Marchesi. He has stated this may go towards a different agreement. Administrator Hart suggested to table this Purchase and Sale Agreement until the February 12th Regular Commission Meeting.
 - *A motion was made by Commissioner Meriwether to table the Act on Approval of a K-9 Purchase and Sale Agreement and Authorize the County Administrator to Sign the Agreement until the February 12th Regular Commission Meeting. The motion was seconded by Commissioner Pohlman. A vote was taken with all in favor.*
5. Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the National Correctional Employees Union.
The Memorandum of Understanding (MOU) covers several changes to National Correctional Employees Union (NCEU) Contract.
 1. **Compensation and Benefits:** We have a wage re-opener for each year of the NCEU Contract. In 2018, we negotiated with the union regarding compensation and benefits. This MOU documents the approved changes, including adding two additional steps, the elimination of the Special Bonus, and the opportunity for Corrections employees to join the MainePERS 3N Retirement Plan, on or about July 1, 2019. There is a fair amount of work to be done to put this new retirement option in place, but we will do everything in our control to provide this option for eligible employees (not just those employees covered by the Collective Bargaining Agreement) effective July 1 of this year.
 - *A motion was made by Commissioner Meriwether to Act to Approve and Sign the Memorandum of Understanding (MOU) Between the County of Knox and the National Correctional Employees Union. The motion was seconded by Commissioner Pohlman. A vote was taken with all in favor.*
6. Act to Approve and Authorize the Chair to Execute the Consent and Assignment Document to Transfer the Land Lease for Hangar #29 from Ronald Mattson to Karen L. Mann-Machamer.
Karen L. Mann-Machamer has purchased hangar #29 (sale closed December 21, 2018) from Ron Mattson. Mr. Mattson has lost his pilot's certification and has sold his aircraft. The Machamer's own Hangar #25, two aircraft and would like to build a new hangar, once we can provide a location for them.
 - *A motion was made by Commissioner Meriwether to Act to Approve and Authorize the Chair to Execute the Consent and Assignment Document to Transfer the Land Lease for Hangar #29 from Ronald Mattson to Karen L. Mann-Machamer. The motion was seconded by Commissioner Pohlman. A vote was taken with all in favor.*

VI. Discussion Items

1. Update on the Jail HVAC Project .
There will be a walk thru with Darryl Joudry from Siemens on Thursday at 8:30.
2. Update on Courthouse HVAC Project.
This week will be working in Wendy & Andy's office, and the Commission hearing room. Next week will be starting on the DA's office, continue with control conversion, and replace ceiling tiles on ground floor. Additional heating units will be placed near Probate. Punch list items will also be gone over. Siemens provided a PowerPoint presentation to the Commissioners to view. The Courthouse project is approximately 90-95% done.

VII. Other Business

- There is interest in joining the Opiate lawsuit.
- There is an opportunity for us to get some type of settlement if we join.
- Jamie needs to come back and speak with us regarding the lawsuit. Initially, questions were asked at the first Opiate lawsuit presentation, but no resolution was brought to the questions. Knox County still has many
- Knox County still has many questions regarding the lawsuit.
- Majority of counties in Maine are on board with the lawsuit. This is a Class Action Lawsuit.
- How many municipalities in Knox County have signed on if any? (10 out of 16 counties are participating in the Lawsuit.)

Administrator Hart stated that Knox County received our tag for our diligent efforts with SHAPE. There is a plaque in the Admin Office that displays the re-certification, which is good for two (2) years. Knox County is receiving a pretty sizeable credit on Worker Comp. because of the accomplishment.

VIII. Adjourn

- *A motion was made by Commissioner Pohlman to adjourn the meeting. The motion was seconded by Commissioner Meriwether. A vote was taken with all in favor.*

The meeting adjourned at 3:01 P.M.

Respectfully submitted,

Wendy Galvin
Administrative Assistant

**The Knox County Commission approved these minutes at their regular meeting
held on February 12, 2019.**